Los Angeles County Sheriff's Department
Supervisor's Report on Use of Force

Incident Information

URN: 4 0 9 - 0 4 6 0 0 - 1 6 9 4 - 0 5 8	Date: 4/6/09	Time: 2040	
Location: [redacted] S. Berendo Anenue	City or Station: Torrance		
Bureau/Station/Facility: Field Operations Region 2 /Carson Station	Admin. Investigation: YES ☐ NO ☒		
Type of Force: Significant : Impact Weapon, Take Down (Fractured right ankle)			
Deputy Injury : YES ☒ NO ☐	Suspect Injury YES ☒ NO ☐		
☒ Call ☐ Observation ☐ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit		
IAB Notified: YES ☒ NO ☐	Person Notified: LT. Scott Brickert	Emp: [redacted]	IAB Roll Out: YES ☒ NO ☐

Involved Employee

E 1

Employee #	Last Name	First Name	Middle Name
[redacted]	Chacon	Michael	

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☒ Male ☐ Female	W	Carson Station	169

Shift:		Age:	Height:	Weight:
☒ EM ☐ Day ☐ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	48	604	295

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital:		Directed Force ☐ Significant Force ☒

E 2

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☒ Male ☐ Female	W	Carson Station	169

Shift:		Age:	Height:	Weight:
☒ EM ☐ Day ☐ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	41	600	185

	Coroner Case #	
☒ Injured ☒ Treated ☐ Admitted Hospital: Torrance Memorial Hospital		Directed Force ☐ Significant Force ☒

E__

Employee #	Last Name	First Name	Middle Name

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☐ Male ☐ Female			

Shift:		Age:	Height:	Weight:
☐ EM ☐ Day ☐ PM	☐ Regular Shift ☐ OT Shift ☐ Off Duty			

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital:		Directed Force ☐ Significant Force ☐

☐ **Additional Involved Employees**

On Duty Supervisor

Emp. #	Last Name	First Name	Middle Name	Rank	Present	Witness to Incident
[redacted]	Murakami	Douglas	A.	Sgt.	YES ☐ NO ☒	YES ☐ NO ☒
					YES ☐ NO ☐	YES ☐ NO ☐

Watch Sergeant

Emp. #	Last Name	First Name	Middle Name
[redacted]	Beardsley	Bryan	S.

Watch Commander

Emp. #	Last Name	First Name	Middle Name
[redacted]	Perkins	Timothy	M.

Lieutenant Timothy Perkins Watch Commander **(Print Name)**	Watch Commander's **Signature**:	Emp #:	Date
Sergeant Jack H. Ramirezl Supervisor Completing Form: **(Print Name)**	[redacted] Emp #:	Copy Provided to Employee by:	Emp #:
Captain Bernice K. Abram Unit Commander **(Print Name)**	Unit Commander's **Signature**:	Emp #:	Date

DISCOVERY Use Only

FO#

Original: Discovery Unit
Copy: Unit Commander

Supervisor's Report on Use of Force
SUSPECT INFORMATION
409 - 04600 - 1694 - 058

Suspect Information

S 1

Last Name: Gonzalez | First Name: Jose | Middle Name: Luis

AKA Last Name: | First Name: | Middle Name:

Sex: ☒ Male ☐ Female | Race: H | Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Work Phone: none | Home Phone: Unknown | Age: 20 | Height: 506 | D.O.B. 09-26-78 | Weight: 150 | Armed? ☐

Booking #: 1865201 | Primary Charge Code: 245 (c) P.C. | Secondary Charge Code: | Criminal History ☒

EMT in attendance? ☐ YES ☒ NO Name: ______ Unit: ______ Phone #: ______

Hospital Admission? ☐ Rec'd Treatment At: ______ Coroner Case #: ______ Mental History ☐

By Doctor: Lewis Address: 1000 W. Carson Street, Torrance, Ca. 90509 Phone #: 310-222-2825

Under Influence: ☒ YES ☐ NO Substance: Alcohol | Mental Illness ☐

Suspect Interview

Date: 04-07-09 | Time: | Audiotape: ☒ | Videotape: ☐ | Photos of Injuries: ☐

Suspect Information

S__

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: ☐ Male ☐ Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? ☐

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History ☐

EMT in attendance? ☐ YES ☐ NO Name: ______ Unit: ______ Phone #: ______

Hospital Admission? ☐ Rec'd Treatment At: ______ Coroner Case #: ______ Mental History ☐

By Doctor: ______ Address: ______ Phone #: ______

Under Influence: ☐ YES ☐ NO Substance: ______ | Mental Illness: ☐

Suspect Interview

Date: | Time: | Audiotape: ☐ | Videotape: ☐ | Photos of Injuries: ☐

Suspect Information

S__

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: ☐ Male ☐ Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? ☐

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History ☐

EMT in attendance? ☐ YES ☐ NO Name: ______ Unit: ______ Phone #: ______

Hospital Admission? ☐ Rec'd Treatment At: ______ Coroner Case #: ______ Mental History ☐

By Doctor: ______ Address: ______ Phone #: ______

Under Influence: ☐ YES ☐ NO Substance: ______ | Mental Illness ☐

Suspect Interview

Date: | Time: | Audiotape: ☐ | Videotape: ☐ | Photos of Injuries: ☐

☐ **Additional Suspects Involved**

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Gonzalez	S#1	[redacted]	E#1	PH	CP	NK
[redacted]	E#1	Gonzalez	S#1	TT	NN	
Gonzalez	S#1	[redacted] / Chacon	E# 1 & E#2	PK	NN	
Chacon	E#2	Gonzalez	S#1	FI	FR	AK

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

SIGNIFICANT FORCE INCIDENT SUMMARY

UNIT: Carson Sheriff's Station
DATE: April 6, 2009, Saturday
TIME: 2040 hours
LOCATION: [redacted] South Berendo Avenue, Torrance, CA 90502
IAB#: FO2242571
URN#: 409-04600-1694-058

NATURE OF INCIDENT:

On Monday, April 6, 2009, at approximately 2040 hours, Unit 169 EM's, Deputies Michael Chacon, #[redacted], and [redacted], #[redacted], responded to a fight in progress call at [redacted] South Berendo Avenue, Torrance. Upon their arrival, Deputy [redacted] saw a male Hispanic standing by the side of a residence. Deputy [redacted] called out to the man, subsequently identified as Suspect Gonzalez, and directed him to walk towards him. Gonzalez came out and Deputy [redacted] began to conduct a pat down search of Gonzalez' exterior clothing for weapons.

As Deputy [redacted] searched the waistband area of Gonzalez, Gonzalez suddenly turned and placed Deputy [redacted] in a headlock. A struggle ensued and Gonzalez forced Deputy [redacted] head first to the ground. Deputy [redacted] was able to pull his head away just before he hit the ground and Gonzalez fell head first with his hands at his waistband. Deputy [redacted] fell on top of Gonzalez.

Hearing [redacted] shout for assistance, Deputy Chacon ran over and saw that Gonzalez still had his hands near his waistband. Deputy Chacon kneeled down on Gonzalez' right hip area to keep him from getting up as Deputy [redacted] attempted to pull Gonzalez' hands from underneath his body. Deputy Chacon ordered Gonzalez to remove his hands numerous times but he refused.

Fearing that Gonzalez was attempting to arm himself, Deputy Chacon struck Gonzalez with his flashlight several times on his right ankle area in an effort to get him to release his hands. Gonzalez continued to fight by kicking out toward the deputies and attempting to roll over.

Deputy Chacon pinned Gonzalez' head against the ground with his left knee and told him he would shoot him if he did not release his hands from his waistband. The suspect complied and was taken into custody without further incident.

Suspect Gonzalez was transported to Harbor UCLA Medical Center and treated for a fractured right ankle. Deputy [redacted] was transported to Torrance Memorial Hospital due to complaint of pain coming from his neck. The following review is based on written documentation, interviews of witnesses, involved deputies, and medical staff.

INVOLVED PERSONNEL:

CHACON, MICHAEL- Deputy Sheriff, Employee #[redacted]
Carson Station
FOR II

Employee Work History:

Date of Employment:	11-21-1984
Date Assigned to Unit:	01-26-1988
Prior Founded Force Incidents:	[redacted]

[redacted] - Deputy Sheriff, Employee #[redacted]
Carson Station
FOR II

Employee Work History:

Date of Employment:	[redacted]
Date Assigned to Unit:	
Prior Founded Force Incidents:	

INVOLVED SUSPECT:

GONZALEZ, JOSE

Sex:	Male
Race:	Hispanic
Characteristics:	5'6" 150 Black / Brown
Date of Birth:	September 26, 1978
Booking Number:	1865-201
Charge:	245 (c) P.C. Assault on a Peace Officer
Injury:	Fractured right ankle

Suspect Gonzalez' Consolidated Criminal History System reveals [redacted]

IAB Note: A copy of Suspect Gonzalez' Criminal History is included in this report (Exhibit C).

DEPARTMENT WITNESSES:

None

NON DEPARTMENT WITNESSES:

None

INVOLVED EMPLOYEE STATEMENTS:

Deputy Michael Chacon, #[redacted] was interviewed on April 7, 2009 at 2337 hours, by Internal Affairs Bureau Sergeants Jack Ramirez and Al Maldonado. The interview was conducted at the Carson Sheriff's Station. Deputy Chacon agreed to be interviewed without representation, and the interview was digitally recorded for review. The following is a summary of Deputy Chacon's view of the incident.

Deputy Chacon said he and Deputy [redacted] responded to a fight call. He said the call indicated that there were gang members involved. He said upon their arrival, they saw two females sitting near the location, so they decided to contact them. Deputy Chacon said the females ([redacted] FH/18 and [redacted] FH/19) told them that a male and a female had been arguing earlier. Deputy Chacon said while he was talking to the females, he saw a male Hispanic (later identified as Suspect Gonzalez) who resembled a gang member (shaved head, baggy clothing) walk from behind a parked vehicle in the middle of the driveway to the first apartment on the north side of the driveway.

Deputy Chacon said he watched Suspect Gonzalez walk onto the porch which was concealed by bushes. He said he directed Deputy [redacted] to contact Suspect Gonzalez. He said Deputy [redacted] contacted Suspect Gonzalez in the driveway and proceeded to escort him toward the street in order to determine if he (Gonzalez) had been involved in the fight. Deputy Chacon said as Suspect Gonzalez walked by him, he displayed the symptoms of intoxication, staggered walk, blood shot eyes, and a strong odor of an alcoholic beverage emitting from his breath and person. Deputy Chacon said Suspect Gonzalez was cooperative at that time.

Deputy Chacon said that he continued to talk to the females while Deputy [redacted] began to pat down Suspect Gonzalez. He said the pat down was done due to Suspect Gonzalez being a possible gang member, and possibly being involved in the gang fight. Deputy Chacon said he saw another male Hispanic walk across the driveway in front of the parked car and onto the porch of the first apartment on the south side of the driveway. He said the male stood at the door, but did not go in. He said there was no porch light on and the area was extremely dark. He said he removed his weapon from his holster and kept it at his side for officer safety.

Deputy Chacon said he heard Deputy [redacted] yell "Partner." He said he turned and saw Suspect Gonzalez taking Deputy [redacted] to the ground near the driver's side rear fender of their patrol car. He said Suspect Gonzalez was holding Deputy [redacted] in a headlock with his left arm. He said as the two began to hit the asphalt, he saw Deputy [redacted] slip the headlock and land on top of Suspect Gonzalez. He said Suspect Gonzalez was on his stomach and it appeared that he (Gonzalez) had struck the left side of his head when he landed on the asphalt.

Deputy Chacon said Deputy [redacted] was on top of Suspect Gonzalez, straddling his upper body and attempting to stop Suspect Gonzalez who was still fighting. He said Gonzalez attempted to roll to his (Gonzalez) left side repeatedly. He said Gonzalez continued to kick at Deputy [redacted]. Deputy Chacon said he holstered his weapon and ran to over to assist Deputy [redacted]. Deputy Chacon said he could see that both of Suspect Gonzalez' hands were between his abdominal area and the street. He said at this point, he thought Gonzalez was armed with a handgun because of the way he was fighting with Deputy [redacted].

Deputy Chacon said he placed his right knee on Suspect Gonzalez' waist area in order to prevent him from rolling to his left side. Deputy Chacon said they yelled out for the suspect to stop fighting during the incident, but he refused to comply and just kept kicking. Deputy Chacon said he struck Suspect Gonzalez 6 to 7 times with his flashlight on his right ankle. He said he continued to yell out verbal commands for the suspect to stop fighting, but he refused to comply. He said after he struck Suspect Gonzalez, he said "alright." He said Suspect Gonzalez stopped kicking and stopped trying to roll over to his left side. He said Gonzalez refused to remove his hands from his waistband area. Deputy Chacon said he removed his duty weapon and placed his gun to the back of Gonzalez' head. He directed Gonzalez to remove his left hand from his waistband area or he would shoot him.

Deputy Chacon said Gonzalez complied and they were able to take him into custody without further incident. Deputy Chacon said he requested paramedics and they responded to the location and treated Suspect Gonzalez for his injuries. Suspect Gonzalez was then transported to Harbor UCLA Medical Center.

He said Deputy [redacted] was transported to Torrance Memorial Hospital because he complained of pain coming from his neck.

I.A.B. Note: Refer to Exhibit A, for a copy of Deputy Chacon's first report. Also see a copy his transcribed interview submitted with this case file.

Deputy [redacted], #[redacted], was interviewed on July 23, 2009, at 1000 hours, by Internal Affairs Bureau Sergeants Jack Ramirez and Jimmy Rios. The interview was conducted at the Internal Affairs Bureau. Deputy [redacted] agreed to be interviewed without representation and the interview was audio recorded for review. The following is a summary of Deputy [redacted] perception of the incident.

Deputy [redacted] said on April 6, 2009, he was working with Deputy Chacon in Unit 169 EM's. He said they responded to a gang fight call at [redacted] South Berendo Avenue. He said as they arrived, they saw two females standing at the end of the driveway. He said they started talking to the females and then Deputy Chacon saw a male standing at the top of the driveway. He ([redacted] was directed by Deputy Chacon to contact the male and to see if he was involved in the fight.

Deputy [redacted] said he contacted Gonzalez and told him that he just wanted to talk to him. He advised him that he was not under arrest and proceeded to place a firm hold behind his back. He said he escorted him to the patrol car. He said he could smell alcohol coming from Gonzalez. Deputy [redacted] said he told suspect Gonzalez that he was going to search him. He said Gonzalez replied by saying "Go ahead." Deputy [redacted] said he proceeded to do a search of Gonzalez for possible weapons. He said while he was conducting his search, the suspect spun around and put him in a headlock. He said he dropped down to his knees to get out of it (headlock) and pushed his arm off of him. He said at that point they went down to the ground.

Deputy [redacted] said he had the suspect wrapped up as they went down to the ground. He said he told Gonzalez "Give me your hands" approximately five times, but he refused to comply. He said he was not sure if Gonzalez had a gun or some type of weapon on the right side of his waistband because it was obvious that he (Gonzalez) did not want his right side to be searched. He said while he was on the ground, the suspect attempted to kick him. Deputy [redacted] said at this point he yelled out for Chacon.

Deputy [redacted] said Chacon came over and proceeded to hold onto the suspect's feet. He (Chacon) told the suspect to give him his (Gonzalez) hands. Deputy [redacted] said Deputy Chacon told the suspect several times to show him his hands, but the suspect refused. He said at that point he heard a banging noise. He said after that, the suspect said Okay, okay, okay" and stopped kicking. He said after that the suspect gave up his

hands. He said the suspect was taken into custody at that point. He said they searched the suspect and placed him in their patrol car. Deputy [redacted] said he told Deputy Chacon that he ([redacted]) felt a sharp pain down the back of his neck.

I.A.B. NOTE: Deputy [redacted] was unable to write a Supplementary Report on April 6, 2009, due to his injury. Refer to a copy of his transcribed interview submitted with this case file.

SUSPECT STATEMENTS:

Suspect Ricardo Gonzalez, was initially interviewed on April 6, 2009, by Sergeant Yvette Christopher, #[redacted] at Harbor UCLA Medical Center. During that interview Suspect Gonzalez admitted to drinking alcohol on the night of this incident. He refused to answer specific questions regarding his actions. At one point during the interview, he told Sergeant Christopher that he did not want to talk any longer.

I.A.B. NOTE: Refer to DVD of Interview submitted with this case file.

On April 7, 2009, Detectives Mandujano #[redacted] and Wedel #[redacted], of Operation Safe Streets Gang Detail, interviewed Suspect Gonzalez. Suspect Gonzalez told the detectives that he had been drinking Budweiser beer on the day of this incident. He told detectives when he saw the deputies he ran and was tackled. Suspect Gonzalez told detectives that he did not remember anything and did not remember how he hurt his leg when asked. He said he ran from the deputies because he did not want to go back to prison. Suspect Gonzalez told detectives that he is a "Tortilla Flats" gang member with a moniker of "Calo" and "Critter."

I.A.B. NOTE: Refer to Exhibit B, for a copy of Detective Mandujano's Supplementary Report.

DEPARTMENT WITNESSES STATEMENTS:

None

NON-DEPARTMENT WITNESS STATEMENTS:

None

SUSPECT INJURIES:

Suspect Gonzalez was transported to Harbor UCLA Medical Center where he was treated

by emergency room physician, Doctor Roger Lewis. Dr. Lewis advised that Suspect Gonzalez had sustained a fractured right ankle, and abraisons to his face.

DEPUTY PERSONNEL INJURIES:

Deputy [redacted] was transported to Torrance Memorial Hospital because he complained of pain to his neck and back.

PHYSICAL EVIDENCE:

No physical evidence was collected at the scene.

WEAPONS USED BY DEPUTY PERSONNEL:

Personal Weapons (hands, knees), Department authorized flashlight.

WEAPONS USED BY SUSPECT:

Personal weapons (hands and feet)

PROPERTY DAMAGE:

None

CRIMINAL INVESTIGATOR and CHARGES FILED:

Investigator:	Mark Wedel #[redacted], Carson O.S.S.
Court:	Compton Superior Court
Charges Filed:	245 (e) (2) P.C. filed against Jose Gonzalez, Case #TA106002

WEATHER CONDITIONS AND LIGHTING CONDITIONS:

The weather was clear and cool.